IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO. 185 OF 2007
IN
WRIT PETITION NO.998 OF 2007

Dahisar Navjeevan Co-operative
Housing Society Ltd. .....Petitioner.

V/s

Rajaram Gopal Kadam & Ors. .....Respondents.

Mr. R.S. Ghadge i/b Mr. A.S. Desai for the Petitioner.

Mr. S.S. Joshi for Respondent Nos. 1, 2 and 5.

Mr. S.Z. Parab h/f Mr. P.A. Sawant for Respondent No.8.

CORAM: V.M. KANADE, J.
DATE : 27th June, 2007

P.C.:-

1. Heard the learned Counsel for the Petitioner, the learned Counsel for Respondent Nos. 1, 2 and 5 and the learned Counsel for Respondent No.8.

2. The Petitioner has taken out this Chamber Summons, seeking leave of this Court to amend the Petition in terms of Schedule-A which is annexed to the affidavit in support of the Chamber Summons. The Petitioner seeks to bring on record subsequent events and clarify certain facts.

3. The learned Counsel appearing on behalf of Respondent No.8 has opposed this Chamber Summons. He submits that dismissal of the suit has no relevance to the facts of the present case. He submits that, therefore, Chamber Summons may be dismissed.

4. Since the Petition is not yet admitted, I do not see any reason why the Petitioner should not be allowed to bring on record certain facts which, according to the Petitioner, are relevant to the subject matter in the present Petition. Hence, Chamber Summons is allowed in terms of prayer clause (a). Petitioner to carry out amendment within one week and serve a copy of the amended Petition to the Respondents within one week thereafter. Chamber Summons is disposed of.

5. Petition to be placed on board on 11/07/2007.

(V. M. KANADE, J.)